Date

September 14, 2006

TRANSMITTAL FORM (to be used for all correspondence after initial fits Total Number of Pages in This Submission	Application Number Filing Date First Named Inventor Art Unit Examiner Name	ollection of information unless it displays a valid OMB control number 09/709,162 November 10, 2000 Guillermo J. Tearney 3737 Eleni M. Mantis Mercader 187718/US - 475387-00245
Fee Transmittal Form Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53	Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocatic Change of Correspondence Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on C	Address Other Enclosure(s) (please Identify below): PTO-1449 form with references and Return Receipt Postcard
Firm Name Dorsey & Whitney, L.L.P. Signature Printed name Gary Abeley, Esq.	TURE OF APPLICANT, ATTO	

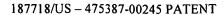
CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date September 14, 2006 Gary Abelev, Esq. Typed or printed name

Reg. No.

Reg. No. 40,479

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Effective on 12/08/04 Complete if Known 1 8 2006 Application No. 09/709,162 Filing Date November 10, 2000 FEE TRANSMETAL First Inventor Guillermo J. Tearney (FY 2005) Group Art Unit 3737 **Examiner Name** Eleni M. Mantis Mercader Applicant claims small entity status (see 37 C.F.R. 1.27) 187718/US - 475387-00245 Atty. Docket Number **METHOD OF PAYMENT (Check One) FEE CALCULATION (Continued)** Check Credit Card Money Order 3. ADDITIONAL FEES Deposit Account No.: 50-2054 Large Small Entity **Entity** Fee Description Fee paid Deposit Account Name: DORSEY & WHITNEY LLP Fee Fee For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) Surcharge - late provisional filing fee or 50 25 Charge any additional fees or underpayments of fee(s) under cover sheet 37 C.F.R. 1.16 and 1.17 Surcharge - Late nonprovisional filing 130 65 fee or oath Credit any overpayments 180 180 Submission of IDS 180 Other (please identify): Recording each patent assignment per **Extra Claim Fees** 40 40 property (times number of properties) **Current Claims** Prior Extra Fee Fee Paid 120 60 Extension for reply within first month Total 450 225 Extension for reply within second month Ind. \$ \$_ Multiple Dependent Claims \$ \$ 510 1,020 Extension for reply within third month Subtotal (Extra Claims) \$ Extension for reply within fourth month 1.590 795 2,160 1.080 Extension for reply within fifth month Petition Fee Under 37 CFR 1.17(f), (g), & (h) Enclosed is a Petition filed under 37 CFR as indicated below: 790 395 Submission After Final 1.129 Fee \$400 Petition Fee under 37 CFR 1.17(f) 500 250 Notice of Appeal § 1.53(e) to accord a filing date. 500 250 Filing a brief in support of an appeal § 1.57(a) to accord a filing date. § 1.182 for decision on a question not provided for. 1.000 500 Request for oral hearing § 1.183 to suspend the rules. § 1.378(e) for reconsideration of decision on petition refusing delayed 130 65 Terminal Disclaimer Fee payment of maintenance fee in expired patent. § 1.174(b) to accord a filing date to an application under §1.740 for extension 800 400 Design Issue Fee of patent term. Request for Continued Examination 395 790 Petition Fee under 37 CFR 1.17(g) Fee \$200 (RCE) § 1.12 for access to an assignment record. Request for voluntary publication or 130 § 1.14 for access to an application. republication for filing by other than all inventors or person not the inventor. § 1.47 500 250 Petition to Revive - unavoidable for expungement of information. § 1.59 § 1.103(a) to suspend action in an application. 1,500 750 Petition to Revive - unintentional § 1.136(b) for review of a request for ext. of time when §1.136(a) not avail. § 1.295 for review of refusal to publish a statutory invention registration. 200 Filing for patent term adjustment § 1.296 to withdraw a req. for pub. after notice of intent to publish issued. Request for reinstatement of term § 1.377 for review of decision refusing to accept a maintenance fee filed 400 prior to expiration of a patent. reduced § 1.550(c) for request for ext. of time in ex parte reexam, proceedings. 1.120 Extension of term of patent § 1.956 for request for ext. of time in ex parte reexam. proceedings. OTHER FEE § 5.12 for expedited handling of foreign filing license. § 5.15 for changing the scope of a license. (specify) § 1.5.25 for retroactive license. Subtotal (Additional Fees) Petition Fee under 37 CFR 1.17(h) Fee \$130 § 1.19(g) to request documents in a form other than provided in this part. **Total Amount of Payment: \$180** § 1.84 for accepting color drawings or photographs. § 1.91 for entry of a model or exhibit. § 1.102(d) to make an application special § 1.138(c) to expressly abandon an application to avoid publication. § 1.313 to withdraw an application from issue. § 1.314 to defer issuance of a patent Submitted by: **CUSTOMER NUMBER DORSEY & WHITNEY LLP** 250 Park Avenue 30873 New York, NY 10177 Name: Gary Abelev, Esq. Phone No. (212) 415-9371 Fax No.: (212) 953-7201 Reg. No.: 40,479 Date: September 14, 2006 Signature:





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s)

Guillermo J. Tearney et al.

Serial No.

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09/709,162

Filed

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November 10, 2000

Entitled

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Group Art Unit

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Examiner

3737

Eleni M. Mantis Mercader

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.97(i)

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 I hereby certify that this document is being sent via First Class U. S. mail addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this day of September 14, 2006.

(Signature) Gary Abelev, Esq.

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicants respectfully requests that the listed references on the enclosed form PTO-1449 be placed in the file of the above-referenced application. Copies the PCT, foreign and non-patent references are enclosed

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the documents.

187718/US - 475387-00245 PATENT

If the Examiner applies the documents as prior art against any claim in the

application and applicants determine that the cited documents do not constitute "prior art" under

United States law, applicants reserve the right to present to the Office the relevant facts and law

regarding the appropriate status of the documents.

The requisite fee of \$180.00 pursuant to these sections and 37 C.F.R. § 1.17(p) is

enclosed herewith. The Commissioner is hereby further authorized to charge any deficiencies

and credit any over payments for the submission of this Information Disclosure Statement to the

Dorsey & Whitney's Deposit Account 50-2054.

Respectfully submitted,

DORSEY & WHITNEY, LLP

Gary Abelev

USPTO Reg. No. 40,479

Attorney for Applicants

(212) 415-9371

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Atty. Docket No. 187718/US – 475387-00245

Serial No. 09/709,162

INFORMATION DISCLOSURE STATEMENT
BY APPLICANT

(Dise several sheets if necessary)

Applicant(s)

Guillermo J. Tearney

Filing Date November 10, 2000 Group 3737

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U.S. PATENT DOCUMENTS

*Exam. Init.		1	Docum	nent No	o.		Date	Name	Class	Subclass	Filing Date if Appropriate

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^{*} Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Atty. Docket No. 187718/US – 475387-00245

Serial No. 09/709,162

Applicant(s)

Guillermo J. Tearney

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^{*} U.S. equivalent is provided.

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^{**} References cited in International Search Report

^{***} References cited in Japanese Patent Application No. 2002-538830

^{****} References cited in Office Action dated August 24, 2006 for U.S. Patent Application No. 10/137,749

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Examiner

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Form PTO-1449 U.S. Department of Commerce (REV. 2-82) Patent and Trademark Office	Atty. Docket No. 187718/US – 475387-00245	Serial No. 09/709,162			
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Page 6 of 59 Form PTO-1449 U.S. Department of Commerce Atty. Docket No. Serial No. (REV. 2-82) Patent and Trademark Office 187718/US - 475387-00245 09/709,162 INFORMATION DISCLOSURE STATEMENT BY APPLICANT Applicant(s) (Use several sheets if necessary) Guillermo J. Tearney Filing Date Group November 10, 2000 3737 Kersey, A. D. et al., "Adaptive Polarization Diversity Receiver Configuration for Coherent Optical Fiber Communications," Electronics Letters, Vol. 25, pages 275-277, February 1989 Kohlhaas, Andreas et al., "High-Resolution OCDR for Testing Integrated-Optical Waveguides: Dispersion-Corrupted Experimental Data Corrected by a Numerical Algorithm," Journal of Lightwave Technology, Vol. 9, pages 1493-1502, November 1991 Larkin, Kieran G., "Efficient Nonlinear Algorithm for Envelope Detection in White Light Interferometry," Journal of the Optical Society of America A-Optics Image Science and Vision, Vol. 13, pages 832-843, April 1996 Leitgeb, R. et al., "Spectral measurement of Absorption by Spectroscopic Frequency-Domain Optical Coherence Tomography," Optics Letters, Vol. 25, pages 820-822, June 2000 Lexer, F. et al., "Wavelength-Tuning Interferometry of Intraocular Distances," Applied Optics, Vol. 36, pages 6548-6553, September 1997 Mitsui, Takahisa, "Dynamic Range of Optical Reflectometry with Spectral Interferometry," Japanese Journal of Applied Physics Part 1-Regular Papers Short Notes & Review Papers, Vol. 38, pages 6133-6137, 1999 Naganuma, Kazunori et al., "Group-Delay Measurement Using the Fourier-Transform of an Interferometric Cross-Correlation Generated by White Light," Optics Letters, Vol. 15, pages 393-395, April 1990 Okoshi, Takanori, "Polarization-State Control Schemes for Heterodyne or Homodyne Optical Fiber Communications," Journal of Lightwave Technology, Vol. LT-3, pages 1232-1237, December 1995 Passy, R. et al., "Experimental and Theoretical Investigations of Coherent OFDR with Semiconductor-Laser Sources," Journal of Lightwave Technology, Vol. 12, pages 1622-1630, September 1994 Podoleanu, Adrian G., "Unbalanced Versus Balanced Operation in an Optical Coherence Tomography System," Applied Optics, Vol. 39, pages 173-182, January 2000 Price, J. H. V. et al., "Tunable, Femtosecond Pulse Source Operating in the Range 1.06-1.33 mu m Based on an Yb3+-doped Holey Fiber Amplifier," Journal of the Optical Society of America B-Optical Physics, Vol. 19, pages 1286-1294, June 2002

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